

Booker

Rec'd PCT/PTO 06 OCT 2005

SIEMENS**FACSIMILE COVER SHEET**In the UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Albert Hammerschmidt

Application No. 10/557,528

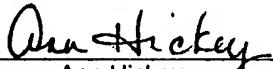
Atty Docket No. 2003P01440WOUS

Filed: November 21, 2005

Title: BIPOLAR PLATE AND FUEL CELL COMPRISING SUCH A BIPOLAR PLATE

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

► **FACSIMILE ATTN TO: PATRICIA A. BOOKER FAX NO.: 703-305-3230**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**Certificate of Transmission under 37 CFR 1.8**I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on October 6, 2006.

Ann Hickey

Typed or printed name of person signing Certificate

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- Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office bearing "date mailed" of 08/08/2006 (2 pgs, original + 1 copy);
- Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office to be returned with response (2 pgs);
- Declaration for Patent Application, Power of Attorney & Designation of Correspondence Address (3 pgs.)

Number of pages being transmitted (including this cover sheet): 8 pgs

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Albert Hammerschmidt
Serial No.: 10/557,528
Filed: November 21, 2005

Docket No.: 2003P01440WOUS
Examiner: Not Yet Assigned
Group Art Unit: Not Yet Assigned

Title: BIPOLAR PLATE AND FUEL CELL COMPRISING SUCH A BIPOLAR PLATE

06 OCTOBER 2006

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop PCT Missing Parts
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

This is a response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office having a mailing date of 08/08/2006 and for which a period for response of two (2) months from the mailing date of said Notice is set to expire 10/08/2006.

Enclosed is a Declaration by the present Inventors and a copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office.

Please charge Deposit Account No. 19-2179 for the surcharge of \$130.00 in accordance with 37 CFR 1.492(h). Issuance of a formal Filing Receipt is respectfully solicited.

Respectfully submitted,



John P. Musone
Registration No. 44,961
(407) 736-6449

Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, NJ 08830

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to
703-305-3230 at the Patent and Trademark Office on October 06, 2006 REC'D. 00000001 192179 10557528

Ann Hickey
Ann Hickey

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/557,528	Albert Hammerschmid	2003P01440WOUS
RECEIVED REC'D. 8/14/06 IPD 2003P01440WOUS DUE DATE 10-8-06		INTERNATIONAL APPLICATION NO.
		PCT/EP04/03922
I.A. FILING DATE		PRIORITY DATE
04/14/2004		05/26/2003

CONFIRMATION NO. 8748
371 FORMALITIES LETTER

OC000000019920779

Date Mailed: 08/08/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 11/21/2005
- Copy of the International Search Report filed on 11/21/2005
- Preliminary Amendments filed on 11/21/2005
- Information Disclosure Statements filed on 11/21/2005
- Oath or Declaration filed on 11/21/2005
- U.S. Basic National Fees filed on 11/21/2005
- Substitute Specification filed on 11/21/2005
- Priority Documents filed on 11/21/2005
- Specification filed on 11/21/2005
- Claims filed on 11/21/2005
- Abstracts filed on 11/21/2005
- Drawings filed on 11/21/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - Is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/557,528	PCT/EP04/03922	2003P01440WOUS

FORM PCT/DO/EO/905 (371 Formalities Notice)